

2-25-00 GAV 1649 \$
CONTINUED PROSECUTION APPLICATION (CPA) REQUEST TRANSMITTAL

Customer No. 20350
TOWNSEND and TOWNSEND and CREW LLP
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San Francisco, California 94111-3834
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Attorney Docket No. 85760-000000US
Client Ref No. AR001US

ASSISTANT COMMISSIONER FOR PATENTS
BOX CPA
Washington, D.C. 20231



"Express Mail" Label No. EL394877265US
Date of Deposit: February 23, 2000

I hereby certify that this is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above, addressed to:

Assistant Commissioner for Patents
Box CPA
Washington, D.C. 20231

By: Sunil Dutt

Sir:

This is a request under 37 CFR 1.53 (d) for filing a CPA [X] Continuation [] Division of application No. 08/805,813, filed 02/26/97, of Mitsuahara et al. for PATHOGEN-RESISTANT PLANTS AND METHODS FOR PRODUCTION THEREOF

Applicant understands that this CPA application automatically ABANDONS the parent application.

- [] A verified statement to establish small entity status under 37 CFR 1.9 and 37 CFR 1.27 & 1.28 [] is enclosed [] was filed in the prior application and small entity status is still proper and desired.
- [] Please record the enclosed assignment to _____
- [] A petition to extend time to respond in the above-identified prior application complying with the OG Notice of June 14, 1984 is enclosed.
- [X] Please enter the amendment under §1.116 dated December 23, 1999 if it has not been entered in the prior application.
- [] Please enter the enclosed preliminary amendment.
- [] Please cancel claim(s) _____

Claims after Entry of any Amendments, Less any Cancelled Claims

(Col. 1)			(Col. 2)		SMALL ENTITY		OTHER THAN SMALL ENTITY		
FOR:	NO. FILED	NO. EXTRA			RATE	FEE	OR	RATE	FEE
BASIC FEE						\$345.00	OR		\$690.00
TOTAL CLAIMS	20 - 20	=	*		x \$9.00 =		OR	x \$18.00 =	\$0.00 / 8.00
INDEP. CLAIMS	2 - 3	=	*		x \$39.00 =		OR	x \$78.00 =	\$
[] MULTIPLE DEPENDENT CLAIM PRESENTED					+ \$130.00 =		OR	+ \$260.00 =	
					TOTAL		OR	TOTAL	\$690.00

* If the difference in Col. 1 is less than zero, enter "0" in Col. 2.

Please charge Deposit Account No. 20-1430 as follows:

- [X] Filing fee \$690.00
- [X] Any additional fees associated with this paper or during the pendency of this application.
- [] The issue fee set in 37 CFR 1.18 at or before mailing of the Notice of Allowance, pursuant to 37 CFR 1.311(b)

- [] A check for \$ _____ is enclosed.
2 extra copies of this sheet are enclosed.

Respectfully submitted,

TOWNSEND and TOWNSEND and CREW LLP

Kathleen L. Choi
Reg No.: 43,433
Attorneys for Applicant

02/28/2000 DVUONG 00000011 201430 08805813

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Telephone: (415) 576-0200

03/03/2000 LBANKS 00000001 201430 08805813

01 FC:103 18.00 CH

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